

## REMARKS

On March 17, 2005, a decision from the Board of Patent Appeals and Interferences (BPAI) was mailed. A two month time period was set according to 37 CFR §41.50(b) to reopen prosecution. Thus, Applicant mails this Request to Reopen Prosecution on May 17, 2005.

Per the decision, the BPAI reversed the Examiner's rejection of claims 3 through 12 and entered new grounds of rejection for claim 3 and 9-12 only. In response, to expedite allowance of the instant application, Applicant currently amends claims 3 and 9-12 while reserving the right to file one or more continuation applications directed to the rejected subject matter or other subject matter of the instant application. Applicant also adds new claims 13-16. Applicant respectfully submits that all claims are in condition for allowance.

### **Claims 3 and 9-12**

The BPAI rejected claims 3 and 9-12 under 35 USC §103 as being obvious over NCSA Mosaic Version History (NCSA article) in view of Barnes, Guide to WINDOWS<sup>TM</sup> 3.1 (Barnes). As already mentioned, to expedite allowance of the instant application, Applicant amends claims 3 and 9-12 while reserving the right to file one or more continuation applications.

At pages 4 and 5, the BPAI decision recognizes that claims 4, 5 and 6 are narrower than in scope than claims 3 and 9-12. In particular, the BPAI decision states that claim 5 includes "*launching a web browser application . . . if said web browser is not currently executing*". Claims 3 and 9-12 are amended to include similar language. The NCSA article and Barnes do not address such situations nor

1 do they suggest a need for such logic. Applicant submits that claims 3 and 9-12 are  
2 thus allowable over the NCSA article and Barnes.

### 3 4 **New Claims 13-16**

5 At pages 4 and 5, the BPAI decision recognizes that claims 4, 5 and 6 are  
6 narrower than in scope than claims 3 and 9-12. In particular, the BPAI decision  
7 states that claim 4 includes "*using an already executing web browser*". New claims  
8 13-16 include similar language. The NCSA article and Barnes do not address such  
9 situations nor do they suggest a need for such logic. Applicant submits that claims  
10 13-16 are thus allowable over the NCSA article and Barnes.

### 11 12 **Conclusion**

13 Pending claims 3-16 are in condition for allowance. Applicant respectfully  
14 requests reconsideration and prompt issuance of the subject application. If any  
15 issues remain that prevent issuance of this application, the Office is urged to contact  
16 the undersigned attorney before issuing a subsequent Action.

17  
18 Respectfully Submitted,

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21 Dated:

5/17/05

22 By: 

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